S.B. CIVIL WRIT PETITON No.1811/93
SMT.SULTANA BEGUM V/s THE STATE OF RAJ. & Anr
and
S.B. CIVIL WRIT PETITION No.4483/94
SMT. SANGEETA & Anr V/s STATE OF RAJ. & Ors.

8.1.2007

HON'BLE MR. JUSTICE MOHAMMAD RAFIQ

Shri R.K. Mathur)
Shri Sunil Jain), for the appellants.
Shri Bharat Vyas, A.A.G.

Learned counsel for the petitioners have cited a judgment of co-ordinate Bench of this Court in Smt. Asha Jain & another v/s The State of Raj. & others, S.B. Civil Writ Petition No.5965/93 and submits that in the said writ petition also, the same notifications issued under sections 4 and 6 of the Land Acquisition Act, respectively, on 27.4.91 and 18.5.92, were under challenge and that the writ petition also pertains to the same Khasra No. 386 in the name of Hazi Bux. Learned Single Judge by the aforesaid judgment while relying on a decision of this

Court in Bishmhar Dayal and others v/s State of Raj. Dated 23.1.1989 reported in 1991 Vol 1 WLC (Raj.) page 686, has allowed the writ petition on the ground that the notifications were issued in the name of dead person and has quashed the aforesaid notifications. In fact, a perusal of the aforesaid judgment reveals that the said writ petition was admitted on the basis of the order of admission passed in the present writ petition on 29.10.1993. Learned counsel for the respondents has not disputed these basic facts.

The present writ petition is also allowed in terms of the aforesaid decision.

(MOHAMMAD RAFIQ),J.

CHAUHAN/